Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

# Filing at a Glance

Company: New York Life Insurance and Annuity Corporation

Product Name: CEVUL6- Premium Allocation SERFF Tr Num: NYPX-125938030 State: ArkansasLH TOI: L06I Individual Life - Variable SERFF Status: Closed State Tr Num: 41048

Sub-TOI: L06I.002 Single Life - Flexible Co Tr Num: 22762 State Status: Approved-Closed

Premium

Filing Type: Form Co Status: Reviewer(s): Linda Bird

Author: SPI Disposition Date: 12/18/2008

NYLProductCompliance

Date Submitted: 12/09/2008 Disposition Status: Approved

Implementation Date Requested: Implementation Date:

State Filing Description:

### **General Information**

Project Name: CEVUL6- Premium Allocation

Status of Filing in Domicile:

Project Number: 22762

Date Approved in Domicile:

Requested Filing Mode: Review & Approval

Explanation for Combination/Other:

Submission Type: New Submission

Overall Rate Impact:

Domicile Status Comments:

Market Type: Individual

Group Market Size:

Group Market Type:

Filing Status Changed: 12/18/2008

State Status Changed: 12/18/2008

Corresponding Filing Tracking Number:

Deemer Date:

Filing Description:

Please see the attached cover letter.

# **Company and Contact**

#### Filing Contact Information

Arkansas SERFF Tracking Number: NYPX-125938030 State: Filing Company: New York Life Insurance and Annuity

State Tracking Number:

41048

Corporation

Company Tracking Number: 22762

TOI: L06I Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

CEVUL6- Premium Allocation/22762 Project Name/Number:

Sean Hebron, SENIOR CONTRACT Sean\_Hebron@nyl.com

**ASSISTANT** 

51 Madison Avenue (212) 576-4809 [Phone] New York, NY 10010

**Filing Company Information** 

New York Life Insurance and Annuity CoCode: 91596 State of Domicile: Delaware

(212) 447-4141[FAX]

Corporation

51 Madison Avenue Group Code: 826 Company Type: Life

Room 604

New York, NY 10010 Group Name: State ID Number:

(212) 576-4809 ext. [Phone] FEIN Number: 13-3044743

Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

# **Filing Fees**

Fee Required? Yes

Fee Amount: \$50.00 Retaliatory? Yes

Fee Explanation:

Per Company: No

COMPANY AMOUNT DATE PROCESSED TRANSACTION #

New York Life Insurance and Annuity \$50.00 12/09/2008 24415143

Corporation

SERFF Tracking Number: NYPX-125938030 State: Arkansas State Tracking Number: 41048

Filing Company: New York Life Insurance and Annuity

Corporation

Company Tracking Number: 22762

TOI: Sub-TOI: L06I Individual Life - Variable L06I.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

CEVUL6- Premium Allocation/22762 Project Name/Number:

# **Correspondence Summary**

### **Dispositions**

**Status Created By Created On Date Submitted** Approved Linda Bird 12/18/2008 12/18/2008

SERFF Tracking Number: NYPX-125938030 State: Arkansas

Filing Company: New York Life Insurance and Annuity State Tracking Number: 41048

Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

# **Disposition**

Disposition Date: 12/18/2008

Implementation Date: Status: Approved

Comment:

Rate data does NOT apply to filing.

VUL)

Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

Item Type	Item Name	Item Status	<b>Public Access</b>
Supporting Document	Life & Annuity - Acturial Memo		No
Supporting Document	Cover Letter		Yes
Supporting Document	Application		No
Supporting Document	Bracketed Premium Allocation form		Yes
Supporting Document	Statement of Variability		Yes
Supporting Document	Certification/Notice		Yes
Form	Premium Allocation for NYLIAC Corp Exec Variable Universal Life (CorpExec		Yes

Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

### **Form Schedule**

**Lead Form Number: 22762 (12/08)** 

Review	Form	Form Typ	e Form Name	Action	Action Specific	Readability	Attachment
Status	Number				Data		
	22762	Application	n/Premium Allocation	Revised	Replaced Form #:	0	22762
	(12/08)	Enrollmen	t for NYLIAC Corp		22762 (10/07)		(12_08).PDF
		Form	Exec Variable		Previous Filing #:		
			Universal Life		-		
			(CorpExec VUL)				

# New York Life Insurance and Annuity Corporation Supplementary Application

# PREMIUM ALLOCATION FOR NYLIAC CORP EXEC VARIABLE UNIVERSAL LIFE (CorpExec VUL)

PLEASE READ CAREFULLY: All variable life insurance Investment Divisions involve substantial risk, including the potential to lose some or all of your original investment. Except for the Fixed Account, benefits or values are not guaranteed as to dollar amount and are based on the investment performance of the Investment Division(s) selected.

The Investment Divisions are grouped by risk. Risk classifications are determined on the basis of the Lipper Category assigned to the Investment Division by Lipper Analytics as of December 31, 2007. Lipper is a widely used independent research firm, which ranks mutual funds and other investment companies by overall performance, investment objectives and assets. A general description of the investment objective for each Investment Division appears after its name. Please be sure your premium allocations match your stated investment objective. There is no assurance that any of the Investment Divisions will attain their respective objectives. Please indicate percentages in whole number, and if needed, up to two decimal places (e.g. 25.47%). The total allocation must be equal to 100%. You may select up to 20 Allocation Alternatives. Your premium payment is allocated to these Investment Divisions and/or the Fixed Account after the Right to Examine provision has expired.

Guaranteed Interest Account	Fidelity® VI
Fixed Account	Seeks a high
Current income with safety of principal	_% principal produced and bevote the control of the
Low Risk	Fidelity® Vi
MainStay VP Cash Management	Seeks a high
Seeks as high a level of current income as is considered	principal pr
consistent with the preservation of capital and liquidity	-% date and bey
MainStay VP Floating Rate – Initial Class	Eidalitze® Vi
Seeks to provide high current income	-% Seeks as hig
PIMCO Low Duration Portfolio – Administrative	with the pre
Class Shares	Janus Aspe
Seeks maximum total return, consistent with preservation	<sub>0/</sub> Long-term c
of capital and prudent investment management	or capital all
T. Rowe Price Limited-Term Bond Portfolio Seeks a high level of income consistent with moderate	Lord Abbet
fluctuations in principal value	% Seeks capita
	iii equity see
Moderate Risk	valued in th
MainStay VP Bond – Initial Class	MFS® Utilit
Seeks highest income over the long-term consistent	Seeks total r
with preservation of principal	
MainStay VP Convertible – Initial Class Seeks capital appreciation together with current income	Seeks high t
MainStay VP Government – Initial Class	
Seeks a high level of current income, consistent with	related issue
safety of principal	_% issuers in en _Morgan Sta
MainStay VP High Yield Corporate Bond – Initial Class	Seeks above
Seeks maximum current income through investment in	capital appre
a diversified portfolio of high yield, high risk debt	securities of
securities. Capital appreciation is a secondary objective	
MainStay VP ICAP Select Equity – Initial Class	PIMCO Glo
Seeks superior total return	
MainStay VP Mid Cap Value – Initial Class	Seeks maxin
Seeks to realize maximum long-term total return from	of capital an
a combination of capital appreciation and income	_%
AIM V.I. Global Real Estate Fund – Series I Shares	Class Share
The fund's investment objective is to achieve high total	Seeks maxin
return through growth of capital and current income.	of capital an
The fund seeks to meet this objective by investing,	PIMCO Lor
normally, at least 80% of its assets in securities of real	Administra
estate and real estate-related companies	
Alliance Bernstein VPS Small/Mid Cap Value Portfolio	of capital an
Seeks long-term growth of capital	_% PIMCO Rea
American Funds Asset Allocation Fund – Class 2 Shares	Administra
	Seeks maxin
High total return (including income and capital gains) consistent with long-term preservation of capital	ot real capita _% PIMCO Tot
Fidelity® VIP Equity-Income – Initial Class	_ /0 FIMCO 10t
Seeks reasonable income. The fund will also consider	Seeks maxin
the potential for capital appreciation. The fund's goal is	of capital an
to achieve a yield which exceeds the composite yield	T. Rowe Pri
on the securities comprising the Standard & Poor's SM	Seeks to pro
Index (S&P 500 <sup>®</sup> )	_% long-term gr
Fidelity® VIP Freedom 2010 – Initial Class	common sto
Seeks a high total return with a secondary objective of	T. Rowe Pri
principal preservation as the fund approaches its target	Seeks the hi
date and beyond	_% an emphasis
Issued by: New York Life Insurance and Annuity Corporation (A	
51 Madison Ave, New York, NY 10010	
22762	(12/08)

select up to 20 Allocation Alternatives. Your premium payme	nt is
the Right to Examine provision has expired.	
Fidelity® VIP Freedom 2020 – Initial Class	
Seeks a high total return with a secondary objective of	
principal preservation as the fund approaches its target	0/
date and beyond	%
Fidelity® VIP Freedom 2030 – Initial Class	
Seeks a high total return with a secondary objective of	
principal preservation as the fund approaches its target	0/
date and beyond	%
Fidelity® VÍP Investment Grade Bond – Initial Class	
Seeks as high a level of current income as is consistent	0/
with the preservation of capital	%
Janus Aspen Series Balanced – Institutional Shares	
Long-term capital growth, consistent with preservation	0/
of capital and balanced by current income	%
Lord Abbett Mid-Cap Value Portfolio	
Seeks capital appreciation through investments, primarily	
in equity securities, which are believed to be under-	0/
valued in the marketplace	%
MFS® Utilities Series – Initial Class	0/
Seeks total return	%
Morgan Stanley UIF Emerging Markets Debt – Class I	
Seeks high total return by investing primarily in fixed	
income securities of government and government-	
related issuers and, to a lesser extent, of corporate	0/
issuers in emerging markets countries	%
Morgan Stanley UIF U.S. Real Estate – Class I	
Seeks above average current income and long-term	
capital appreciation by investing primarily in equity	
securities of companies in the U.S. real estate industry,	0/
including real estate investment trusts ("REITS")	%
PIMCO Global Bond Portfolio (Unhedged) –	
Administrative Class Shares	
Seeks maximum total return, consistent with preservation	0/
of capital and prudent investment management	%
PIMCO High Yield Portfolio – Administrative	
Class Shares	
Seeks maximum total return, consistent with preservation	0/
of capital and prudent investment management	%
PIMCO Long-Term U.S. Government Bond Portfolio –	
Administrative Class Shares	
Seeks maximum total return, consistent with preservation	0/
of capital and prudent investment management	%
PIMCO Real Return Portfolio –	
Administrative Class Shares	
Seeks maximum real return, consistent with preservation	0.1
of real capital and prudent investment management	%
PIMCO Total Return Portfolio –	
Administrative Class Shares	
Seeks maximum total return, consistent with preservation	0.1
of capital and prudent investment management	%
T. Rowe Price Equity Income Portfolio	
Seeks to provide substantial dividend income as well as	
long-term growth of capital through investments in the	0′
common stocks of established companies	%
T. Rowe Price Personal Strategy Balanced Portfolio	
Seeks the highest total return over time consistent with	0′
an emphasis on both capital appreciation and income	%
e Corporation) (contin	
Distribute	d by:
NYLIFE Distributors	LLC

Van Eck Worldwide Bond Fund		Fidelity® VIP Mid Cap – Initial Class	0.1
Seeks high total return-income plus capital appreciation-		Seeks long-term growth of capital	%
by investing globally, primarily in a variety of debt securities	%	Fidelity® VIP Overseas – Initial Class	0/
High Risk	/0	Seeks long-term growth of capital	%
American Century VP Value – Class II		Fidelity® VIP Value Leaders – Initial Class	0/
Seeks long-term capital growth with income as a secondary objective. Invests primarily in equity series		Seeks capital appreciation	%
secondary objective. Invests primarily in equity series		Fidelity® VIP Value Strategies – Service Class 2	%
of well established companies that management believes to be under-valued at the time of purchase	%	Seeks capital appreciation	/0
MainStay VP Capital Appreciation – Initial Class	/0	Long-term growth of capital	0/2
MainStay VP Capital Appreciation – Initial Class Seeks long-term growth of capital. Dividend income, if any, is an incidental consideration.		Janus Aspen Series Mid Cap Growth –	/0
it any, is an incidental consideration	%	Institutional Shares	
MaińStay VP Common Stock – Initial Class Seeks long-term growth of capital, with income as a		Long-term growth of capital	%
secondary consideration	%	Janus Aspen Series Worldwide Growth –	/0
MainStay VP International Equity – Initial Class		Institutional Shares	
Seeks to provide long-term growth of capital		Long-term growth of capital in a manner consistent	
commensurate with an acceptable level of risk by		with the preservation of capital	%
investing in a portfolio consisting primarily of non-U.S. equity securities. Current income is a secondary objective	%	Lazard Retirement International Equity Portfolio	
MainStay VP Mid Cap Core – Initial Class	/0	Long term capital appreciation	%
Seeks long-term growth of capital by investing primarily		Neuberger Berman AMT Partners Portfolio – Class I	
in common stocks of U.S. companies with market		The Fund seeks growth of capital. Any production of	
capitalizations similar to those companies in the	0/	income is incidental to the Fund's investment goal	%
Russell MidCap® Index	%	Oppenheimer Capital Appreciation Fund –	
<b>MainStay VP Mid Cap Growth – Initial Class</b> Seeks long-term growth of capital	%	VA Non-Service Shares	
MainStay VP S&P 500 Index – Initial Class	/0	The Fund seeks capital appreciation by investing in	
Seeks to provide investment results that correspond to		securities of well known, established companies	%
the total return performance (reflecting reinvestment		Royce Micro-Cap Portfolio – Investment Class	0/
of dividends) of common stocks in the aggregate, as	0/	Seeks long-term growth of capital	%
represented by the S&P 500° Index	%	Royce Small-Cap Portfolio – Investment Class	
The fund's investment objective is to provide long-term		Seeks long-term growth of capital. Any production of	0/
growth of capital. The fund seeks to meet its objective by		income is incidental to the Fund's investment goal	%
investing in a diversified portfolio of international equity		T. Rowe Price Blue Chip Growth Portfolio	
securities whose issuers are considered to have strong	0/	Seeks to provide long-term capital growth. Income is a	0/
earnings momentum	%	secondary objective	%
Seeks long-term growth of capital	%	T. Rowe Price Equity Index 500 Portfolio Seeks to match the performance of the Standard &	
American Funds Global Small Capitalization Fund –	/0	Poor's 500 Stock Index®	%
Class 2 Shares		T. Rowe Price International Stock Portfolio	/0
Long-term growth of capital by investing primarily in	0/	Seeks long-term growth of capital through investments primarily	
stocks of smaller companies located around the world American Funds Growth Fund – Class 2 Shares	%	in the common stocks of established, non-U.S. companies	%
Long-term growth of capital by investing primarily in		T. Rowe Price New America Growth Portfolio	/0
common stocks of companies that offer opportunities		Seeking to provide long-term capital growth by investing	
for growth of capital	%	primarily in the common stocks of growth companies	%
American Funds Growth-Income Fund – Class 2 Shares		Van Eck Worldwide Absolute Return Fund	
Growth of capital and income by investing primarily in common stocks or other securities that demonstrate the		Absolute (positive) returns in various market cycles by utilizing	
potential for appreciation and/or dividends	%	a diversified "manager of managers" investment approach,	
American Funds International Fund – Class 2 Shares		whereby the Fund selects multiple investment subadvisers	
Long-term growth of capital by investing primarily in common	0/	with experience in managing absolute return strategies	%
stocks of companies located oútside the United States	%	Highest Risk	
Seeks long-term growth of capital	%	MainStay VP Small Cap Growth – Initial Class	
Delaware VIP International Value Equity Series –		Seeks long-term capital appreciation by investing in	
Standard Class	0/	securities of small-cap companies	%
Seeks long-term growth without undue risk to principal	%	Dreyfus IP Technology Growth – Initial Shares	
DWS Dreman Small Mid Cap Value VIP – Class A Shares The portfolio seeks long-term capital appreciation	0/_	The portfolio seeks capital appreciation. To pursue this goal, the	
DWS Global Opportunities VIP – Class A Shares	/0	portfolio normally invests at least 80% of its assets in stocks of	
The portfolio seeks above-average capital appreciation		growth companies of any size that Dreyfus believes to be leading	
over the long term	%	producers or beneficiaries of technological innovation	%
DWS Small Cap Index VIP Fund – Class A Shares		LVIP Baron Growth Opportunities Fund – Insurance Shares	
The Portfolio seeks to replicate, as closely as possible, before		Seeks capital appreciation through investments in	
the deduction of expenses, the performance of the Russell 2000®  Index which emphasizes stocks of small U.S. companies	0/2	securities of small and medium sized companies with	
Fidelity® VIP Contrafund® – Initial Class	/0	undervalued assets or favorable growth prospects	%
Seeks long-term capital appreciation	%	Morgan Stanley UIF Emerging Markets Equity - Class I	
Seeks long-term capital appreciation	-0/	Seeks long-term capital appreciation by investing	
Seeks to achieve capital appreciation	%	primarily in growth-oriented equity securities of	
Seeks investment results that correspond to the total		issuers in emerging market countries	%
return of common stocks publicly traded in the United States, as represented by the S&P 500®	01		0001
States, as represented by the S&P $500^{\circ}$	%	<b>Total</b>	00%

# **EXPENSE CHARGE ALLOCATION**

You may select from any of the Allocation Alternatives you have chosen to have certain policy expenses including the cost of insurance charge, any rider charges, the monthly contract charge and the Mortality and Expense Risk charge deducted. The total of all choices must equal 100%. If the values in the selected Allocation Alternatives are insufficient to pay these charges, We will deduct the charges on a prorata basis from the other Investment Divisions in your policy and the Fixed Account.

Fund Name	<u>Fund Number</u>		Fund Name	Fund Number	
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
Total must equal					100%

Serviced by: New York Life Advanced Markets Network, Attention: Executive Benefits, 11400 Tomahawk Creek Parkway, Suite 200, Leawood, KS 66211, Toll Free (888) 695-4748 Issued by: New York Life Insurance and Annuity Corporation 51 Madison Avenue, New York, NY 10010 Distributed by: NYLIFE Distributors LLC, Member NASD

	APPLICANT / C	WNER /	INSURED	INFORMATION	
Applicant/Own	er's Name				
	ers runne				
				Zin	
				2.p	
	licant/Owner is a Trust)				
	vner or Trustee Employed by anothe	er NASD firm?	Yes 🔲 No 🔲		
If "Yes", please	indicate Name and Address of Firm				
Insured's Name					
GENERAL:					
deduction  I/WE UN SUPPLEM DECREAS  I/We under available for I/We under	erstand that the product applied for will be deducted from the policy's IDERSTAND THAT UNDER THE IENTARY BENEFITS) THE AMOUSE DEPENDING UPON INVESTMING THE PROPERTY OF THE AMOUSE THAT IS A SECTION OF THE PROPERTY OF THE PR	cash value.  POLICY APPL NT OF THE LIF ENT EXPERIENCE involves a long- ther major anticinsurance benefit	IED FOR (EXCLUTE INSURANCE BECE OF THE SEPAR term financial compated obligations.	USIVE OF THE FIXED ACCOUNT.  MATE ACCOUNT.  mitment and I/we should have  er value of the policy is not suffi	OUNT AND ANY AY INCREASE OI other liquid asset
		0.1	WNER SIG		
that I/we under	) who sign below agree that: I/we harstand the objectives, risks, sales charb my/our investment objectives an	ve received a curr arges, and all exp	rent policy prospect enses applicable to	us for the policy applied for; that the policy. This variable life ins	surance policy is in
	A copy of this completed Supple	mentary Applica	tion is attached to	and made a part of the contract	i.
Applicant/Own	er Signature			Date	
Other Required	Signature			Date	
State where app	olication is signed:				
Registe	ered Representativ	e Inform	ation		
I/we hereby affi be accepted by (if applicable) fo I/we have not ac Check Number:	d with Application  rm that the following funds were rec NYLIFE Securities, the broker dealer or the customer.  ccepted cash and all checks are made	, after its review of payable to NYLL	If the information co	ontained herein and the suitabilitAmount Payable:	y of the transaction
I have not made	e any representations that are inconsis	stent with the pro	spectus for this pro	duct.	
1. Rep Code	Print Registered Rep Name		$3. {\text{Rep Code}}$	Print Registered Rep Name	
License ID	Registered Rep Signature	Date	License ID	Registered Rep Signature	Date
Rep Code	Print Registered Rep Name		4. Rep Code	Print Registered Rep Name	
License ID	Registered Rep Signature	Date	License ID	Registered Rep Signature	Date
	GISTERED REPRESENTATIVE INI SUITABILITY REVIEWED:		APP	ER/DEALER SUITABILITY REV LICATION ACCEPTED SUBJE UNDERWRITING BY:	СТ ТО
Date			Date		

SERFF Tracking Number: NYPX-125938030 State: Arkansas

Filing Company: New York Life Insurance and Annuity State Tracking Number: 41048

Corporation

Company Tracking Number: 22762

TOI: L061 Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

### **Rate Information**

Rate data does NOT apply to filing.

SERFF Tracking Number: NYPX-125938030 State: Arkansas 41048 State Tracking Number:

Filing Company: New York Life Insurance and Annuity

Corporation

Company Tracking Number: 22762

TOI: L06I Individual Life - Variable Sub-TOI: L061.002 Single Life - Flexible Premium

Product Name: CEVUL6- Premium Allocation

Project Name/Number: CEVUL6- Premium Allocation/22762

# **Supporting Document Schedules**

**Review Status:** 

Cover Letter Satisfied -Name: 12/09/2008

**Comments:** Attachment:

Cover Letter.PDF

**Review Status:** 

**Bracketed Premium Allocation form** Satisfied -Name: 12/09/2008

Comments:

**Attachment:** 

Bracketed Premium Allocation form.PDF

**Review Status:** 

Statement of Variability Satisfied -Name: 12/09/2008

**Comments: Attachment:** 

Statement of Variability.PDF

### December 9, 2008

Hon. Julie Benafield Bowman Insurance Commissioner Arkansas Insurance Department Division of Compliance Life and Health 1200 West Third Street Little Rock, AR 72201-1904

RE: New York Life Insurance and Annuity Corporation (NYLIAC)

Individual Life Insurance NAIC #: 82691596 FEIN #: 13-3044743

Premium Allocation Form 22762 (12/08)

#### Dear Commissioner:

We are submitting for your Department's approval <u>revised</u> form 22762, edition date (12/08), titled *Premium Allocation*. This form will replace form 22762, edition date (10/07), previously approved by your Department on 12/26/2007.

This form is used as a means for the policyowner to indicate of which fund(s) to allocate 100% of the policyowner's premium payment, when applying for the CorpExec Variable Universal Life Insurance policy form 307-43 (marketing name CorpExec VUL) which was approved by your Department, on 12/26/2007.

It is identical to the previously approved version. The only changes since the initial approval are:

- 1. The Mainstay VP Value portfolio option has been deleted from page 1 because the fund merged with and into the MainStay VP ICAP Select Equity portfolio on May 16, 2008.
- 2. Page 3 The Expense Charge Allocation section has been completely rewritten to reflect changes in company policy.

We have enclosed a copy of the bracketed form showing the variable text. The required Statement of Variability is also enclosed.

I hope this information is satisfactory and that we may receive your Department's approval of this submission at your earliest convenience. Please contact Margaret Duffy at 1-212-576-5565 or via email at margaret\_m\_duffy@newyorklife.com if you have any questions or comments in this regard.

Sincerely,

Linda E. LoPinto

Corporate Vice President Individual Life Department

genda E do Pinto

Encl.

# New York Life Insurance and Annuity Corporation Supplementary Application

# PREMIUM ALLOCATION FOR NYLIAC CORP EXEC VARIABLE UNIVERSAL LIFE (CorpExec VUL)

PLEASE READ CAREFULLY: All variable life insurance Investment Divisions involve substantial risk, including the potential to lose some or all of your original investment. Except for the Fixed Account, benefits or values are not guaranteed as to dollar amount and are based on the investment performance of the Investment Division(s) selected.

[The Investment Divisions are grouped by risk. Risk classifications are determined on the basis of the Lipper Category assigned to the Investment Division by Lipper Analytics as of December 31, 2007. Lipper is a widely used independent research firm, which ranks mutual funds and other investment companies by overall performance, investment objectives and assets.] A general description of the investment objective for each Investment Division appears after its name. Please be sure your premium allocations match your stated investment objective. There is no assurance that any of the Investment Divisions will attain their respective objectives. Please indicate percentages in whole number, and if needed, up to two decimal places (e.g. 25.47%). The total allocation must be equal to 100%. You may select up to 20 Allocation Alternatives. Your premium payment is allocated to these Investment Divisions and/or the Fixed Account after the Right to Examine provision has expired.

is allocated to these Investment Divisions and/or the Fixed Accou	ınt after the	
Guaranteed Interest Account		Fidelity® VIP Freedom 2020 – Initial Class
Fixed Account		Seeks a high total return with a secondary objective of
Current income with safety of principal	%	principal preservation as the fund approaches its target
, , ,	_ 10	date and beyond%
Low Risk		Fidelity® VIP Freedom 2030 – Initial Class
[MainStay VP Cash Management		Seeks a high total return with a secondary objective of
Seeks as high a level of current income as is considered		principal preservation as the fund approaches its target
consistent with the preservation of capital and liquidity	%	date and beyond
Main Stay VD Floating Data Initial Class		Fidelity® VIP Investment Grade Bond – Initial Class
Seeks to provide high current lies Administrative	_%	Seeks as high a level of current income as is consistent
PIMCO Low Duration Portfolio – Administrative		with the preservation of capital%
Class Shares		with the preservation of capital%  Janus Aspen Series Balanced – Institutional Shares
Seeks maximum total return, consistent with preservation		Long-term capital growth, consistent with preservation
of capital and prudent investment management	%	of capital and balanced by current income%
T. Rowe Price Limited-Term Bond Portfolio		Lord Abbett Mid-Cap Value Portfolio
Seeks a high level of income consistent with moderate		Seeks capital appreciation through investments, primarily
fluctuations in principal value	_%	in equity securities, which are believed to be under-
		valued in the marketplace %
Moderate Risk		valued in the marketplace%  MFS* Utilities Series – Initial Class
MainStay VP Bond – Initial Class		Seeks total return %
Seeks highest income over the long-term consistent	~ /	Morgan Stanley UIF Emerging Markets Debt – Class I
with preservation of principal	_%	Seeks high total return by investing primarily in fixed
MainStay VP Convertible – Initial Class	~ /	income securities of government and government-
Seeks capital appreciation together with current income	_%	related issuers and, to a lesser extent, of corporate
MainStay VP Government – Initial Class		issuers in emerging markets countries%
Seeks a high level of current income, consistent with	0/	Morgan Stanley UIF U.S. Real Estate – Class I
safety of principal	_%	Seeks above average current income and long-term
MainStay VP High Yield Corporate Bond – Initial Class		capital appreciation by investing primarily in equity
Seeks maximum current income through investment in		securities of companies in the U.S. real estate industry,
a diversified portfolio of high yield, high risk debt	0/	including real estate investment trusts ("REITS")%
securities. Capital appreciation is a secondary objective	_%	PIMCO Global Bond Portfolio (Unhedged) –
MainStay VP ICAP Select Equity – Initial Class	0/	Administrative Class Shares
Seeks superior total return	_%	Seeks maximum total return, consistent with preservation
MainStay VP Mid Cap Value – Initial Class		of capital and prudent investment management
Seeks to realize maximum long-term total return from	0/	PIMCO High Yield Portfolio – Administrative
a combination of capital appreciation and income	_%	Class Shares
AIM V.I. Global Real Estate Fund – Series I Shares		Seeks maximum total return, consistent with preservation
The fund's investment objective is to achieve high total		of capital and prudent investment management%
return through growth of capital and current income.		PIMCO Long-Term U.S. Government Bond Portfolio –
The fund seeks to meet this objective by investing,		Administrative Class Shares
normally, at least 80% of its assets in securities of real	0/	Seeks maximum total return, consistent with preservation
estate and real estate-related companies	_ 70	of capital and prudent investment management%
Alliance Bernstein VPS Small/Mid Cap Value Portfolio Seeks long-term growth of capital	0/_	PIMCO Real Return Portfolio –
American Funds Asset Allocation Fund –	/0	Administrative Class Shares
Class 2 Shares		Seeks maximum real return, consistent with preservation
High total return (including income and capital gains)		of real capital and prudent investment management%
consistent with long-term preservation of capital	%	PIMCO Total Return Portfolio –
Fidelity® VIP Equity-Income – Initial Class	_ /0	Administrative Class Shares
Seeks reasonable income. The fund will also consider		Seeks maximum total return, consistent with preservation
the potential for capital appreciation. The fund's goal is		of capital and prudent investment management%
to achieve a yield which exceeds the composite yield		T. Rowe Price Equity Income Portfolio
on the securities comprising the Standard & Poor's SM		Seeks to provide substantial dividend income as well as
Index (S&P 500°)	%	long-term growth of capital through investments in the
Fidelity® VIP Freedom 2010 – Initial Class	_ /0	common stocks of established companies
Seeks a high total return with a secondary objective of		T. Rowe Price Personal Strategy Balanced Portfolio
principal preservation as the fund approaches its target		Seeks the highest total return over time consistent with
date and beyond	_%	an emphasis on both capital appreciation and income%
Issued by: New York Life Insurance and Annuity Corporation (A		
51 Madison Ave, New York, NY 10010	Delawate	Distributed by:
22762	(12/08)	Distributed by: NYLIFE Distributors LLC

Van Eck Worldwide Bond Fund		lity® VIP Mid Cap – Initial Class	0/
Seeks high total return-income plus capital appreciation- by investing globally, primarily in a variety of debt	Seek	s long-term growth of capital	_%
securities		lity® VIP Overseas – Initial Class	0/
High Risk	Seek Fide	s long-term growth of capital	_ 70
American Century VP Value – Class II		s capital appreciation	0/2
Seeks long-term capital growth with income as a secondary objective. Invests primarily in equity series		lity® VIP Value Strategies – Service Class 2	_ /0
secondary objective. Invests primarily in equity series	Seek	s capital appreciation	%
of well established companies that management believes to be under-valued at the time of purchase		s Aspen Series Forty – Institutional Shares	_ /0
MainStay VP Capital Appreciation – Initial Class		g-term growth of capital	%
MainStay VP Capital Appreciation – Initial Class Seeks long-term growth of capital. Dividend income, if any, is an incidental consideration	% Janu	s Aspen Series Mid Cap Growth –	
MainStay VP Common Stock – Initial Class		itutional Shares	
Seeks long-term growth of capital, with income as a	Long	g-term growth of capital	%
secondary consideration	_% Janu	s Aspen Series Worldwide Growth –	
MainStay VP International Equity – Initial Class Seeks to provide long-term growth of capital		itutional Shares	
commensurate with an acceptable level of risk by		g-term growth of capital in a manner consistent	
investing in a portfolio consisting primarily of non-U.S.	with		_%
equity securities. Current income is a secondary objective		ard Retirement International Equity Portfolio	0/
MainStay VP Mid Cap Core – Initial Class			_%
Seeks long-term growth of capital by investing primarily in common stocks of U.S. companies with market	The	berger Berman AMT Partners Portfolio – Class I Fund seeks growth of capital. Any production of	
capitalizations similar to those companies in the	inco	me is incidental to the Fund's investment goal	%
Russell MidCap® Index		enheimer Capital Appreciation Fund –	_ /0
MainStay VP Mid Cap Growth – Initial Class		Non-Service Shares	
Seeks long-term growth of capital		Fund seeks capital appreciation by investing in	
MainStay VP S&P 500 Index – Initial Class Seeks to provide investment results that correspond to		rities of well known, established companies	_%
the total return performance (reflecting reinvestment		ce Micro-Cap Portfolio – Investment Class	
of dividends) of common stocks in the aggregate, as		0 0 1	_%
represented by the S&P 500° Index		ce Small-Cap Portfolio – Investment Class	
AIM V.I. International Growth Fund – Series I Shares The funds investment objective is to provide long-term	Seek	s long-term growth of capital. Any production of	%
growth of capital. The fund seeks to meet its objective by		me is incidental to the Fund's investment goal owe Price Blue Chip Growth Portfolio	_ 70
investing in a diversified portfolio of international equity		s to provide long-term capital growth. Income is a	
securities whose issuers are considered to have strong		ndary objective	%
earnings momentum		owe Price Equity Index 500 Portfolio	_ /0
Seeks long-term growth of capital		s to match the performance of the Standard &	
Seeks long-term growth of capital		's 500 Stock Index®	%
Class 2 Shares	T. R	owe Price International Stock Portfolio	
Long-term growth of capital by investing primarily in stocks of smaller companies located around the world	% Seeks	s long-term growth of capital through investments primarily	
American Funds Growth Fund – Class 2 Shares	in the		_%
Long-term growth of capital by investing primarily in		owe Price New America Growth Portfolio	
common stocks of companies that offer opportunities	Seek nrim	ing to provide long-term capital growth by investing	0/
for growth of capital	- P1111		_%
Growth of capital and income by investing primarily in		Eck Worldwide Absolute Return Fund	
common stocks or other securities that demonstrate the	11	lute (positive) returns in various market cycles by utilizing ersified "manager of managers" investment approach,	
potential for appreciation and/or dividends		eby the Fund selects multiple investment subadvisers	
Long-term growth of capital by investing primarily in common			%
stocks of companies located outside the United States	%		_ /-
Davis Value Portfolio	Highes	1Stay VP Small Cap Growth – Initial Class	
Seeks long-term growth of capital		s long-term capital appreciation by investing in	
Delaware VIP International Value Equity Series – Standard Class			%
Seeks long-term growth without undue risk to principal		rfus IP Technology Growth – Initial Shares	_ / ~
DWS Dreman Small Mid Cap Value VIP – Class A Shares	,	portfolio seeks capital appreciation. To pursue this goal, the	
The portfolio seeks long-term capital appreciation		plio normally invests at least 80% of its assets in stocks of	
DWS Global Opportunities VIP – Class A Shares The portfolio seeks above-average capital appreciation		h companies of any size that Dreyfus believes to be leading	
over the long term	% produ	acers or beneficiaries of technological innovation	_%
over the long term  DWS Small Cap Index VIP Fund – Class A Shares	LVIP	Baron Growth Opportunities Fund – Insurance Shares	
The Portfolio seeks to replicate, as closely as possible, before	Seek	s capital appreciation through investments in	
the deduction of expenses, the performance of the Russell 2000®		rities of small and medium sized companies with	0/
Index which emphasizes stocks of small U.S. companies		ervalued assets or favorable growth prospects	_%
Seeks long-term capital appreciation	_% Morg	gan Stanley UIF Emerging Markets Equity – Class I	
Seeks long-term capital appreciationFidelity® VIP Growth – Initial Class	Seek	s long-term capital appreciation by investing	
Seeks to achieve capital appreciationFidelity® VIP Index 500 – Initial Class	_% prim	arily in growth-oriented equity securities of ers in emerging market countries	0/_1
Seeks investment results that correspond to the total	15546	13 III CHICISHIS HIAIRCE COUHLIES	_ /0 ]
return of common stocks publicly traded in the United	0/4-	100/	0/
States, as represented by the S&P 500®	_ /0   <b>10tal</b>		/0

# **EXPENSE CHARGE ALLOCATION**

You may select from any of the Allocation Alternatives you have chosen to have certain policy expenses including the cost of insurance charge, any rider charges, the monthly contract charge and the Mortality and Expense Risk charge deducted. The total of all choices must equal 100%. If the values in the selected Allocation Alternatives are insufficient to pay these charges, We will deduct the charges on a prorata basis from the other Investment Divisions in your policy and the Fixed Account.

Fund Name	Fund Number		Fund Name	Fund Number	
[		%			%
		%			%
		%			%
		%			%
	<del></del>	%			%
		%			%
		%			%
		%			%
		%			%
		%			%]
Total must equal					
iotai iiiust equai	•••••	• • • • • • • • • • • • • • • • • • • •	•••••	•••••	100%

Serviced by: New York Life Advanced Markets Network, Attention: Executive Benefits, 11400 Tomahawk Creek Parkway, Suite 200, Leawood, KS 66211, Toll Free (888) 695-4748 Issued by: New York Life Insurance and Annuity Corporation 51 Madison Avenue, New York, NY 10010 Distributed by: NYLIFE Distributors LLC, Member NASD

	APPLICANT / O	WNER /	INSURE	DΙ	NFORMATION	
Applicant/Own	er's Name					
					Zip	
Trustee (if App	licant/Owner is a Trust)					
Is Applicant/Ov	vner or Trustee Employed by another	NASD firm?	Yes 🔲 No	o 🔲		
If "Yes", please	indicate Name and Address of Firm					
 Insured's Name						
GENERAL:						
deduction  I/WE UN SUPPLEM DECREAS  I/We under available for	s will be deducted from the policy's of DERSTAND THAT UNDER THE IENTARY BENEFITS) THE AMOUNTED THE DEPENDING UPON INVESTME erstand that a life insurance policy is or day-to-day living expenses and ot	eash value. POLICY APPL NT OF THE LIF NT EXPERIENC nvolves a long- her major antici- surance benefit i	IED FOR (E E INSURANCE OF THE Sterm financial pated obligation of the cash sur	XCLU CE BEI EPARA comn ons.	nitment and I/we should have other liest value of the policy is not sufficient to	AND ANY REASE OF
	APPLICA	NT / OV	VNER S	SIG	NATURE	
that I/we under	stand the objectives, risks, sales char	rges, and all exp	enses applical	ole to 1	s for the policy applied for; that I/we ach the policy. This variable life insurance poerformance is not a guarantee of futu	oolicy is in
	A copy of this completed Suppler	nentary Applica	tion is attache	ed to a	nd made a part of the contract.	
Applicant/Own	er Signature				Date	
Other Required	Signature				Date	
State where app	olication is signed:					
Registe	red Representative	Inform	ation			
I/we hereby affi be accepted by	d with Application  rm that the following funds were rece NYLIFE Securities, the broker dealer, or the customer.	ived with this ap after its review c	plication, and f the informat	the cu	stomer has been notified that the accountained herein and the suitability of the	nt can only transaction
1 1	ccepted cash and all checks are made	pavable to NYLL	AC.			
Check Number	:Check	Dated:			Amount Payable:	
I have not made	e any representations that are inconsist	ent with the pro	spectus for thi	s prod	uct.	
1. Rep Code	Print Registered Rep Name		3. <u>— Rep Co</u>			
Rep Code	Print Registered Rep Name		Rep Co	ode	Print Registered Rep Name	
License ID	Registered Rep Signature	Date	License		Registered Rep Signature	Date
2. Rep Code	Print Registered Rep Name		4. Rep Co	ode	Print Registered Rep Name	
License ID	Registered Rep Signature	Date	License	e ID	Registered Rep Signature	Date
	GISTERED REPRESENTATIVE INIT SUITABILITY REVIEWED:			APPL	R/DEALER SUITABILITY REVIEWED ICATION ACCEPTED SUBJECT TO UNDERWRITING BY:	
Title			Title			
Signature			Signature			
Date			Date			

### New York Life Insurance and Annuity Corporation Statement of Variable Material for: Premium Allocation Form 22762(12/08)

- 1. The Lipper Analytics language has been bracketed in the event New York Life discontinues using Lipper as its fund risk classification research firm and selects another firm. It is also bracketed to provide the updated year for the risk classification.
- 2. Registered Investment Divisions have been bracketed in the event additional funds become available or are eliminated. The investment description will change depending on the type of fund offered. If new Registered Investment Divisions are added, the new funds will not significantly alter the underlying structure of the policy.
- 3. Expense Charge Allocation will vary by fund changes.
- 4. The edition date will be revised each time funds are reclassified, added, deleted or have a name change to ensure agents use the most current form.

Any use of variability shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.